

INSURANCE DIVISION[191]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code chapters 509 and 514, the Insurance Division hereby gives Notice of Intended Action to amend Chapter 38, “Coordination of Benefits,” Iowa Administrative Code.

The rules in Chapter 38 are in accordance with the model provisions for coordination of benefits as promulgated by the National Association of Insurance Commissioners. The proposed amendments to the rules eliminate an outdated division of the chapter and update and clarify duties and procedures. The Division intends that these amendments shall become effective November 10, 2010.

Any interested person may make written suggestions or comments on these proposed amendments on or before September 3, 2010. Such written materials should be directed to Rosanne Mead, Assistant Insurance Commissioner, Iowa Insurance Division, 330 Maple Street, Des Moines, Iowa 50319; fax (515)281-3059.

Also, there will be a public hearing on September 3, 2010, at 10:30 a.m. at the offices of the Iowa Insurance Division, 330 Maple Street, Des Moines, Iowa, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the amendments.

Any persons who intend to attend a public hearing and have special requirements, such as those relating to hearing or mobility impairments, should contact the Division and advise of specific needs.

These amendments are intended to implement Iowa Code chapters 509 and 514.

The following amendments are proposed.

ITEM 1. Rescind and reserve **191—Chapter 38**, Division I.

ITEM 2. Amend subrule 38.12(1) as follows:

38.12(1) The purpose of this ~~division~~ chapter is to adopt the new model provisions for coordination of benefits (COB) as promulgated by the National Association of Insurance Commissioners (NAIC).

ITEM 3. Rescind rule **191—38.19(509,514)**.